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CENTRAL FAX CENTER**MAY 16 2006****FACSIMILE TRANSMISSION**DATE: **MAY 16, 2006**TO: Hard Copy to Follow via Mail: **NO**

NAME	FAX NO.	PHONE NO.
USPTO Mail Stop: Amendment	571-273-8300	
Group Unit: 1755		

FROM: **Jacquelyn Campbell - 2279**RE: **U.S. Patent Application No. 10/509283**
Recycled Waste As Air Entrainment Admixtures
David Long, et al.CLIENT/MATTER NO **101000.0001US**NUMBER OF PAGES, INCLUDING COVER: **15**

MESSAGE:

Please see the attached Response to Notice of Non-Compliant Amendment. Thanks.

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2279:101000.0001US-
JWC:00 001

Practitioner's Docket No. 101000.0001US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David Long, Maurice Dale Poole

Application No.: 10/509,283

Group No.: 1755

Filed: 09/22/2004

Examiner: Marcantoni, Paul

For: Recycled Waste As Air Entrainment Admixtures

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being

MAILING

is deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

with sufficient postage as first class mail

37 C.F.R. § 1.10*

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TRANSMISSION

X Facsimile transmitted to the Patent and Trademark Office, (571) 273-8300

Date

5/16/06

Signature

Jacquelyn Campbell

(type or print name of person certifying)

* Only the date of filing (1.1) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under 1.8 continues to be taken into account in determining timeliness. See 1.703(f). Consider "Express Mail Post Office to Addressee" (1.10), or facsimile transmission (1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculation.

Amendment Transmittal—page 1 of 2

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	22	- 23	= 0	x \$ 25.00	= \$		0.00
INDEP.	2	- 3	= 0	x \$ 100.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

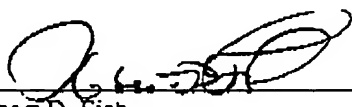
No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 502191.

If an additional fee for claims is required, charge Account No. 502191

Date 5/16/06


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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450**

Appl No.: 10/509,283
Applicant: David Long
Filing Date: 09/22/2004
Art Unit: 1755
Examiner: Marcantoni, Paul D
Attorney Docket No.: 101000.0001US

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RESPONSE TO OFFICE ACTION

Sir:

This paper responds to the Office Action dated April 26, 2006. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

Attorney Docket No. 101000.0001US

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